

**PROPOSED AGENDA**  
**PERSONNEL BOARD MEETING**

**December 9, 2011**  
**9:30 a.m.**

1. Call to Order
2. Reading of the Minutes of Regular Meeting held November 14, 2011  
Minutes Signed
3. Executive Director and Secretary's Report
4. Report of the Personnel Cabinet
  - A. Changes to 101 KAR 2:180 (Employee Performance Evaluation System)
5. **Oral Arguments**

Elizabeth Whitehead-Helton v. Cabinet for Health and Family Services  
(Request by Appellant)
6. **Motions**
  - A. Francisco Baroso v. Cabinet for Health and Family Services  
--Appellee's Motion to Accept Late Response
7. **Investigations**
  - A. Request for Investigation of Dept. of Agriculture  
--Hiring of Two Assistant Directors – request by Larry Gillis
  - B. Anonymous Request for Investigation of Department of Agriculture
8. **Closed Session**
9. **Open Session**
10. **Cases to be Decided**
  - A. Elizabeth Whitehead-Helton v. Cabinet for Health and Family Services  
(Dismissal, misconduct – appeal dismissed) (2 appeals)  
--Appellant's Exceptions and Request for Oral Argument  
--Appellee's Response to Appellant's Exceptions

- B. Valerie Januski v. Transportation Cabinet (15-day suspension, time falsification – appeal dismissed) **DEFERRED FROM NOVEMBER**  
--Appellant's Exceptions and Request for Oral Argument  
--Appellee's Response to Exceptions
- C. Maurice Spaulding and Rateisha Johnson v. Cabinet for Health and Family Services (dismissals – Spaulding sustained to the extent of a 3-day Suspension; Johnson appeal dismissed)  
**DEFERRED FROM NOVEMBER**  
--Appellant Johnson's Exceptions and Request for Oral Argument  
--Appellee's Exceptions for Appellant Spaulding  
--Appellee's Response to Appellant Johnson's Exceptions (returned as untimely)
- D. Mary Agee v. Transportation Cabinet (Penalization, political discrimination – appeal dismissed)
- E. Francisco Barroso v. Cabinet for Health and Family Services (Involuntary sick leave – appeal dismissed)  
--Appellant's Exceptions
- F. Ronald Godfrey, Jr. v. Cabinet for Health and Family Services (3 appeals) (15- and 20-day suspensions, evaluation – appeals dismissed)
- G. Lynda J. Harris v. Cabinet for Health and Family Services (Probationary dismissal – appeal dismissed)
- H. William Hearne v. Finance and Administration Cabinet (KHEAA) (Resigned at end of unpaid leave – appeal sustained)
- I. John David Smith v. Cabinet for Health and Family Services (Dismissal, misconduct – appeal dismissed)

Show Cause Orders – No Response Filed – Appeals Dismissed

- A. Sarah Sheffel v. Energy and Environment Cabinet
- B. Kyle Kuykendall v. Energy and Environment Cabinet
- C. Jack Lundy v. Cabinet for Health and Family Services

11. **Withdrawals**

- A. Christie Burkhead v. Transportation Cabinet
- B. Melinda Bruce v. Personnel Cabinet
- C. Mark Fisher v. Cabinet for Health and Family Services
- D. Daniel Fuqua v. Transportation Cabinet
- E. Joseph M. Smith v. Justice and Public Safety Cabinet (Corrections)
- F. Victoria Woodside v. Justice and Public Safety Cabinet (Corrections)

12. **Settlements**

A. Sheri Haas v. Justice and Public Safety Cabinet (Corrections) (mediated)

13. Other